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generating an initiation signal directed for communication to the data message service center to initiate downloading of the value defining the at least the first operational parameter to the mobile station; and

generating, at the data message service center, a data-message request for communication to the mobile station upon receipt of the initiation signal, the data-message request requesting initiation of the downloading of the value defining the at least the first operational parameter to the mobile station.

REMARKS

In the above-mentioned Office Action, all pending claims, claims 1-20, were rejected. Claims 1-10, and 13-20 were rejected under 35 U.S.C 102(b) as being anticipated by Hanson (US6023620), and claims 11 and 12 were rejected under 35 U.S.C. 103(a) as being obvious in view of Hanson (US6023620) and in further view of Valentine (US6018654).

With respect to independent claims 1 and 13, the examiner states that Hanson (US6023620) discloses an download-operational parameter initiation signal generator for generating an initiation signal directed to the data message service center to initiate downloading of the value defining the at least the first operational parameter to the mobile station, (Examiner points to column 2, lines 10-15, lines 41-67, column 3, lines 25-50); and a download parameter request signal generator positioned at the data message service center, said download parameter request signal generator for generating a data-message request for communication to the mobile station, the data-message request requesting initiation of the downloading, (Examiner points to column 2, lines 10-15, lines 41-67; column 3, lines 25-50). Applicants respectfully disagree, independent claim 1 and

13 disclose an improved network part apparatus that facilitates the downloading of a value defining an operational parameter of a mobile station. The improved network apparatus of claims 1 and 13 comprises two entities that include a download operational parameter initiation signal generator and a download parameter request signal generator. The download operational parameter initiation signal generator receives an indication of a request to download the value, and upon receiving that indication of a request generates an initiation signal that is communicated to a data message service center. The download-parameter request signal generator positioned at the data message service center upon receipt of the initiation signal generates a data message request for communication to the mobile station. The data message request that is delivered by the data message service center provides the mobile station with information indication that the download parameter is ready for downloading. Hansson in no way explicitly or implicitly discloses the novel elements of claims 1 and 13. Hansson simply discloses and update server and fails to realize the advantages of having separate entities to support the efficient delivery of notification for download.

With respect to dependent claims 2-10 and 14-20, applicants believe that the amended claims 1 and 13 and the accompanying arguments clearly show that Hansson in no way implicitly or explicitly teaches the limitation of independent claims 1 and 13, and therefore Hansson can not teach or suggest the claim limitations of the dependent claims.

With respect to claim 11, the examiner states that the teaching of Hansson fails to specifically disclose authenticating the mobile station prior to completion of the data call and therefore combines the teachings of Valentine. Applicants respectfully disagree, Hansson, as stated above, in no way implicitly or explicitly teaches or suggests the novel network apparatus for facilitating the downloading of the value defining the at least the first operational parameter comprising the download operational parameter initiation system and the download parameter request signal generator as disclosed in independent claim 1. Therefore the combination could not make obvious the limitations of claim 11.

With respect to claim 12, the examiner states that Hansson does not explicitly disclose a packet data network but that it would have been obvious to someone in the art. As stated above, Hansson in no way implicitly or explicitly teaches a novel network apparatus for facilitating the downloading of a value defining an operation parameter that comprises a download operational parameter initiation signal generator and a download parameter request signal generator as taught in independent claim 1, and therefore the additional limitations of claim 12 could not be considered obvious by someone of ordinary skill in the art.

Applicant believes amendments and remarks clearly show applicants' invention is not explicitly taught or made obvious by the cited reference and respectfully requests the examiner issue of an allowance of submitted claims.

Respectfully submitted,

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